

**Agilent Technologies**

Agilent Technologies Inc.

Legal Dept. DL429  
P.O. Box 7599  
Loveland, Colorado 80537-  
0599408 553-2804 telephone  
408 553-2365 facsimile  
juergen\_krause-polstorff  
@agilent .com**Facsimile****RECEIVED**  
**CENTRAL FAX CENTER**  
**JUN 14 2006****Date:** June 14, 2006**Fax number:** (571) 273-8300**To:** Examiner Duy Vu Nguyen Deo**Total pages:** 2**From:** Juergen Krause-Polstorff**Subject:** US Patent Application 10/765,647  
**Attorney Docket:** 10030753-1  
**Filed:** January 26, 2004

Enclosed is a Notice of Appeal in response to the Final Office Action dated April 24, 2006.

Respectfully submitted,

Juergen Krause-Polstorff  
Reg. No. 41,127**NOTICE****THIS MESSAGE MAY INCLUDE CONFIDENTIAL INFORMATION**

If you are not the person to whom this message is addressed, please notify us immediately by collect telephone call. Using this information or showing it to anyone without permission of Agilent Technologies, Inc. may be unlawful under the Uniform Trade Secrets Act and other laws.

**BEST AVAILABLE COPY**

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

ATTORNEY DOCKET NO. 10030753-01

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Laura Wills Mirkarimi

Serial No.: 10/765647

Filing Date: January 26, 2004

Examiner: Duy Vu Nguyen Deo

Group Art Unit: 1765

Title: Method For Etching High Aspect Ratio Features In III-V Based Compounds For Optoelectronic Devices

RECEIVED  
CENTRAL FAX CENTER

JUN 14 2006

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, April 24, 2006, rejecting the following claims

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

<input type="checkbox"/>	one month	\$ 120.00
<input type="checkbox"/>	two months	\$ 450.00
<input type="checkbox"/>	three months	\$1020.00
<input type="checkbox"/>	four months	\$1590.00

☐ The extension fee has already been filed in this application.

☐ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 50-1078 the sum of \$500.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: OR

☒ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile: June 14, 2006

Typed Name: Linda A. Iimura

Signature: Linda A. Iimura

Respectfully submitted,

By Laura Wills Mirkarimi

Juergen Krause-Polstorff  
Attorney/Agent for Applicant(s)

Reg. No. 41,127

Date: June 14, 2006

Telephone No. 408 553-2804

06/15/2006 TL0111 00000032 501078 10765647

01 FC:1401 500.00 DA

BEST AVAILABLE COPY